

House File 2454 - Reprinted

HOUSE FILE 2454

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO LSB 5011JB)

(As Amended and Passed by the House April 14, 2016)

A BILL FOR

1 An Act relating to and making appropriations involving state
2 government entities involved with agriculture, natural
3 resources, and environmental protection, and including
4 effective date provisions.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

DIVISION I
DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
GENERAL APPROPRIATIONS FOR FY 2016-2017

Section 1. 2015 Iowa Acts, chapter 132, section 24, is amended to read as follows:

SEC. 24. GENERAL FUND — DEPARTMENT.

1. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting the department, including its divisions, for administration, regulation, and programs; for salaries, support, maintenance, and miscellaneous purposes; and for not more than the following full-time equivalent positions:
..... \$ ~~8,827,746~~
17,655,492
..... FTEs 372.00

2. Of the amount appropriated in subsection 1, the following amount is transferred to Iowa state university of science and technology, to be used for the university's midwest grape and wine industry institute:

..... \$ ~~144,000~~
288,000

3. The department shall submit a report each quarter of the fiscal year to the legislative services agency, the department of management, the members of the joint appropriations subcommittee on agriculture and natural resources, and the chairpersons and ranking members of the senate and house committees on appropriations. The report shall describe in detail the expenditure of moneys appropriated in this section to support the department's administration, regulation, and programs.

DESIGNATED APPROPRIATIONS
MISCELLANEOUS FUNDS

1 Sec. 2. 2015 Iowa Acts, chapter 132, section 25, is amended
2 to read as follows:

3 SEC. 25. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —
4 HORSE AND DOG RACING. There is appropriated from the moneys
5 available under [section 99D.13](#) to the department of agriculture
6 and land stewardship for the fiscal year beginning July 1,
7 2016, and ending June 30, 2017, the following amount, or so
8 much thereof as is necessary, to be used for the purposes
9 designated:

10	<u>1.</u> For purposes of supporting the department's	
11	administration and enforcement of horse and dog racing law	
12	pursuant to section 99D.22 , including for salaries, support,	
13	maintenance, and miscellaneous purposes:	
14	.....	\$ 152,758
15		<u>295,516</u>

16	<u>2.</u> For allocation to the Iowa junior angus association in	
17	<u>connection with the 2016 national junior angus show:</u>	
18	.....	\$ 10,000

19 Sec. 3. 2015 Iowa Acts, chapter 132, section 26, is amended
20 to read as follows:

21 SEC. 26. RENEWABLE FUEL INFRASTRUCTURE FUND — MOTOR FUEL
22 INSPECTION.

23 1. There is appropriated from the renewable fuel
24 infrastructure fund created in [section 159A.16](#) to the
25 department of agriculture and land stewardship for the fiscal
26 year beginning July 1, 2016, and ending June 30, 2017, the
27 following amount, or so much thereof as is necessary, to be
28 used for the purposes designated:

29	For purposes of the inspection of motor fuel, including	
30	salaries, support, maintenance, and miscellaneous purposes:	
31	.....	\$ 250,000
32		<u>500,000</u>

33 2. The department shall establish and administer programs
34 for the auditing of motor fuel including biofuel processing
35 and production plants, for screening and testing motor fuel,

1 including renewable fuel, and for the inspection of motor fuel
2 sold by dealers including retail dealers who sell and dispense
3 motor fuel from motor fuel pumps.

4 SPECIAL APPROPRIATIONS

5 GENERAL FUND

6 Sec. 4. 2015 Iowa Acts, chapter 132, section 27, is amended
7 to read as follows:

8 SEC. 27. DAIRY REGULATION.

9 1. There is appropriated from the general fund of the state
10 to the department of agriculture and land stewardship for the
11 fiscal year beginning July 1, 2016, and ending June 30, 2017,
12 the following amount, or so much thereof as is necessary, to be
13 used for the purposes designated:

14 For purposes of performing functions pursuant to section
15 192.109, including conducting a survey of grade "A" milk and
16 certifying the results to the secretary of agriculture:

17	\$	94,598
18		<u>189,196</u>

19 2. Notwithstanding [section 8.33](#), moneys appropriated in
20 this section that remain unencumbered or unobligated at the
21 close of the fiscal year shall not revert but shall remain
22 available to be used for the purposes designated until the
23 close of the succeeding fiscal year.

24 Sec. 5. 2015 Iowa Acts, chapter 132, section 28, is amended
25 to read as follows:

26 SEC. 28. LOCAL FOOD AND FARM PROGRAM.

27 1. There is appropriated from the general fund of the state
28 to the department of agriculture and land stewardship for the
29 fiscal year beginning July 1, 2016, and ending June 30, 2017,
30 the following amount, or so much thereof as is necessary, to be
31 used for the purposes designated:

32 For purposes of supporting the local food and farm program
33 pursuant to [chapter 267A](#):

34	\$	37,500
35		<u>75,000</u>

1 2. The department shall enter into a cost-sharing agreement
2 with Iowa state university of science and technology to support
3 the local food and farm program coordinator position as part of
4 the university's cooperative extension service in agriculture
5 and home economics pursuant to **chapter 267A**.

6 3. Notwithstanding **section 8.33**, moneys appropriated in
7 this section that remain unencumbered or unobligated at the
8 close of the fiscal year shall not revert but shall remain
9 available to be used for the purposes designated until the
10 close of the succeeding fiscal year.

11 Sec. 6. 2015 Iowa Acts, chapter 132, section 29, is amended
12 to read as follows:

13 SEC. 29. AGRICULTURAL EDUCATION.

14 1. There is appropriated from the general fund of the state
15 to the department of agriculture and land stewardship for the
16 fiscal year beginning July 1, 2016, and ending June 30, 2017,
17 the following amount, or so much thereof as is necessary, to be
18 used for the purposes designated:

19 For purposes of allocating moneys to an Iowa association
20 affiliated with a national organization which promotes
21 agricultural education providing for future farmers:

22	\$	12,500
23		<u>25,000</u>

24 2. Notwithstanding **section 8.33**, moneys appropriated for
25 the fiscal year beginning July 1, 2016, in this section that
26 remain unencumbered or unobligated at the close of the fiscal
27 year shall not revert but shall remain available to be used
28 for the purposes designated until the close of the succeeding
29 fiscal year.

30 Sec. 7. 2015 Iowa Acts, chapter 132, section 30, is amended
31 to read as follows:

32 SEC. 30. FARMERS WITH DISABILITIES PROGRAM.

33 1. There is appropriated from the general fund of the state
34 to the department of agriculture and land stewardship for the
35 fiscal year beginning July 1, 2016, and ending June 30, 2017,

1 the following amount, or so much thereof as is necessary, to be
2 used for the purposes designated:

3 For purposes of supporting a program for farmers with
4 disabilities:

5	\$	65,000
6		<u>130,000</u>

7 2. The moneys appropriated in subsection 1 shall be used for
8 the public purpose of providing a grant to a national nonprofit
9 organization with over 80 years of experience in assisting
10 children and adults with disabilities and special needs. The
11 moneys shall be used to support a nationally recognized program
12 that began in 1986 and has been replicated in at least 30 other
13 states, but which is not available through any other entity
14 in this state, and that provides assistance to farmers with
15 disabilities in all 99 counties to allow the farmers to remain
16 in their own homes and be gainfully engaged in farming through
17 provision of agricultural worksite and home modification
18 consultations, peer support services, services to families,
19 information and referral, and equipment loan services.

20 3. Notwithstanding [section 8.33](#), moneys appropriated in
21 this section that remain unencumbered or unobligated at the
22 close of the fiscal year shall not revert but shall remain
23 available for expenditure for the purposes designated until the
24 close of the succeeding fiscal year.

25 DIVISION II

26 GENERAL FUND

27 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

28 WATER QUALITY INITIATIVE

29 APPROPRIATIONS FOR FY 2016-2017

30 Sec. 8. 2015 Iowa Acts, chapter 132, section 31, is amended
31 to read as follows:

32 SEC. 31. WATER QUALITY INITIATIVE — GENERAL.

33 1. There is appropriated from the general fund of the state
34 to the department of agriculture and land stewardship for the
35 fiscal year beginning July 1, 2016, and ending June 30, 2017,

1 the following amount, or so much thereof as is necessary, to be
2 used for the purposes designated:

3 For deposit in the water quality initiative fund created in
4 section 466B.45, for purposes of supporting the water quality
5 initiative administered by the division of soil conservation
6 and water quality as provided in [section 466B.42](#), including
7 salaries, support, maintenance, and miscellaneous purposes:

8	\$ 2,200,000
9	<u>4,400,000</u>

10 2. a. The moneys appropriated in subsection 1 shall be
11 used to support projects in subwatersheds as designated by the
12 division that are part of high-priority watersheds identified
13 by the water resources coordinating council established
14 pursuant to [section 466B.3](#).

15 b. The moneys appropriated in subsection 1 shall be used to
16 support projects in watersheds generally, including regional
17 watersheds, as designated by the division and high-priority
18 watersheds identified by the water resources coordinating
19 council established pursuant to [section 466B.3](#).

20 3. In supporting projects in subwatersheds and watersheds
21 as provided in subsection 2, all of the following shall apply:

22 a. The demonstration projects shall utilize water quality
23 practices as described in the latest revision of the document
24 entitled "Iowa Nutrient Reduction Strategy" initially presented
25 in November 2012 by the department of agriculture and land
26 stewardship, the department of natural resources, and Iowa
27 state university of science and technology.

28 b. The division shall implement demonstration projects as
29 provided in paragraph "a" by providing for participation by
30 persons who hold a legal interest in agricultural land used in
31 farming. To every extent practical, the division shall provide
32 for collaborative participation by such persons who hold a
33 legal interest in agricultural land located within the same
34 subwatershed.

35 c. The division shall implement a demonstration project on

1 a cost-share basis as determined by the division. However, the
2 state's share of the amount shall not exceed 50 percent of the
3 estimated cost of establishing the practice as determined by
4 the division or 50 percent of the actual cost of establishing
5 the practice, whichever is less.

6 d. The demonstration projects shall be used to educate other
7 persons about the feasibility and value of establishing similar
8 water quality practices. The division shall promote field day
9 events for purposes of allowing interested persons to establish
10 water quality practices on their agricultural land.

11 e. The division shall conduct water quality evaluations
12 within supported subwatersheds. Within a reasonable period
13 after accumulating information from such evaluations, the
14 division shall create an aggregated database of water quality
15 practices. Any information identifying a person holding a
16 legal interest in agricultural land or specific agricultural
17 land shall be a confidential record under [section 22.7](#).

18 4. The moneys appropriated in subsection 1 shall be used
19 to support education and outreach in a manner that encourages
20 persons who hold a legal interest in agricultural land used for
21 farming to implement water quality practices, including the
22 establishment of such practices in watersheds generally, and
23 not limited to subwatersheds or high-priority watersheds.

24 5. The moneys appropriated in subsection 1 may be used
25 to contract with persons to coordinate the implementation of
26 efforts provided in this section.

27 6. The moneys appropriated in subsection 1 may be used by
28 the department to support urban soil and water conservation
29 efforts, which may include but are not limited to management
30 practices related to bioretention, landscaping, the use of
31 permeable or pervious pavement, and soil quality restoration.
32 The moneys shall be allocated on a cost-share basis as provided
33 in [chapter 161A](#).

34 7. Notwithstanding any other provision of law to the
35 contrary, the department may use moneys appropriated in

1 subsection 1 to carry out the provisions of this section on a
2 cost-share basis in combination with other moneys available to
3 the department from a state or federal source.

4 8. Not more than 10 percent of the moneys appropriated in
5 this section may be used to pay for the costs of administering
6 and implementing the water quality initiative by the
7 department's division of soil conservation and water quality as
8 provided in [section 466B.42](#) and this section.

9 DIVISION III

10 DEPARTMENT OF NATURAL RESOURCES

11 GENERAL APPROPRIATIONS FOR FY 2016-2017

12 Sec. 9. 2015 Iowa Acts, chapter 132, section 32, is amended
13 to read as follows:

14 SEC. 32. GENERAL FUND — DEPARTMENT.

15 1. There is appropriated from the general fund of the state
16 to the department of natural resources for the fiscal year
17 beginning July 1, 2016, and ending June 30, 2017, the following
18 amount, or so much thereof as is necessary, to be used for the
19 purposes designated:

20	For purposes of supporting the department, including its	
21	divisions, for administration, regulation, and programs; for	
22	salaries, support, maintenance, and miscellaneous purposes; and	
23	for not more than the following full-time equivalent positions:	
24	.....	\$ 6,431,154
25		<u>12,862,307</u>
26	..... FTEs	1,145.95

27 2. Of the number of full-time equivalent positions
28 authorized to the department pursuant to subsection 1, 50.00
29 full-time equivalent positions shall be allocated by the
30 department for seasonal employees for purposes of providing
31 maintenance, upkeep, and sanitary services at state parks.
32 This subsection shall not impact park ranger or park manager
33 positions within the department.

34 3. The department shall submit a report each quarter of the
35 fiscal year to the legislative services agency, the department

1 of management, the members of the joint appropriations
2 subcommittee on agriculture and natural resources, and the
3 chairpersons and ranking members of the senate and house
4 committees on appropriations. The report shall describe in
5 detail the expenditure of moneys appropriated under this
6 section to support the department's administration, regulation,
7 and programs.

8 Sec. 10. 2015 Iowa Acts, chapter 132, section 33, is amended
9 to read as follows:

10 SEC. 33. STATE FISH AND GAME PROTECTION FUND — REGULATION
11 AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

12 1. There is appropriated from the state fish and game
13 protection fund to the department of natural resources for the
14 fiscal year beginning July 1, 2016, and ending June 30, 2017,
15 the following amount, or so much thereof as is necessary, to be
16 used for the purposes designated:

17 For purposes of supporting the regulation or advancement of
18 hunting, fishing, or trapping, or the protection, propagation,
19 restoration, management, or harvest of fish or wildlife,
20 including for administration, regulation, law enforcement, and
21 programs; and for salaries, support, maintenance, equipment,
22 and miscellaneous purposes:

23 \$ 20,611,613
24 42,044,573

25 2. Notwithstanding [section 455A.10](#), the department may use
26 the unappropriated balance remaining in the state fish and game
27 protection fund to provide for the funding of health and life
28 insurance premium payments from unused sick leave balances of
29 conservation peace officers employed in a protection occupation
30 who retire, pursuant to [section 97B.49B](#).

31 3. Notwithstanding [section 455A.10](#), the department of
32 natural resources may use the unappropriated balance remaining
33 in the state fish and game protection fund for the fiscal
34 year beginning July 1, 2016, and ending June 30, 2017, as is
35 necessary to fund salary adjustments for departmental employees

1 for which the general assembly has made an operating budget
2 appropriation in subsection 1.

3 Sec. 11. 2015 Iowa Acts, chapter 132, section 34, is amended
4 to read as follows:

5 SEC. 34. GROUNDWATER PROTECTION FUND — WATER QUALITY.

6 There is appropriated from the groundwater protection fund
7 created in section 455E.11 to the department of natural
8 resources for the fiscal year beginning July 1, 2016,
9 and ending June 30, 2017, from those moneys which are not
10 allocated pursuant to that section, the following amount, or
11 so much thereof as is necessary, to be used for the purposes
12 designated:

13 For purposes of supporting the department's protection
14 of the state's groundwater, including for administration,
15 regulation, and programs, and for salaries, support,
16 maintenance, equipment, and miscellaneous purposes:

17 \$ 1,727,916
18 3,455,832

19 DESIGNATED APPROPRIATIONS

20 MISCELLANEOUS FUNDS

21 Sec. 12. 2015 Iowa Acts, chapter 132, section 35, is amended
22 to read as follows:

23 SEC. 35. SPECIAL SNOWMOBILE FUND — SNOWMOBILE PROGRAM.

24 There is appropriated from the special snowmobile fund created
25 under section 321G.7 to the department of natural resources for
26 the fiscal year beginning July 1, 2016, and ending June 30,
27 2017, the following amount, or so much thereof as is necessary,
28 to be used for the purpose designated:

29 For purposes of administering and enforcing the state
30 snowmobile programs:

31 \$ 50,000
32 100,000

33 Sec. 13. 2015 Iowa Acts, chapter 132, section 36, is amended
34 to read as follows:

35 SEC. 36. UNASSIGNED REVENUE FUND — UNDERGROUND STORAGE

1 TANKS SECTION EXPENSES. There is appropriated from the
2 unassigned revenue fund administered by the Iowa comprehensive
3 petroleum underground storage tank fund board established
4 pursuant to [section 455G.4](#) to the department of natural
5 resources for the fiscal year beginning July 1, 2016, and
6 ending June 30, 2017, the following amount, or so much thereof
7 as is necessary, to be used for the purpose designated:

8 For purposes of paying for administration expenses of the
9 department's underground storage tanks section:

10 \$ ~~100,000~~
11 200,000

12 SPECIAL APPROPRIATIONS

13 GENERAL FUND

14 Sec. 14. 2015 Iowa Acts, chapter 132, section 37, is amended
15 to read as follows:

16 SEC. 37. FLOODPLAIN MANAGEMENT AND DAM SAFETY.

17 1. There is appropriated from the general fund of the state
18 to the department of natural resources for the fiscal year
19 beginning July 1, 2016, and ending June 30, 2017, the following
20 amount, or so much thereof as is necessary, to be used for the
21 purpose designated:

22 For purposes of supporting floodplain management and dam
23 safety:

24 \$ ~~975,000~~
25 1,950,000

26 2. Of the amount appropriated in subsection 1, up to
27 ~~\$200,000~~ \$400,000 may be used by the department to acquire or
28 install stream gages for purposes of tracking and predicting
29 flood events and for compiling necessary data to improve flood
30 frequency analysis.

31 3. Notwithstanding [section 8.33](#), moneys appropriated in
32 subsection 1 that remain unencumbered or unobligated at the
33 close of the fiscal year shall not revert but shall remain
34 available for expenditure for the purposes designated until the
35 close of the succeeding fiscal year.

1 Sec. 15. 2015 Iowa Acts, chapter 132, section 38, is amended
2 to read as follows:

3 SEC. 38. FORESTRY HEALTH MANAGEMENT.

4 1. There is appropriated from the general fund of the state
5 to the department of natural resources for the fiscal year
6 beginning July 1, 2016, and ending June 30, 2017, the following
7 amount, or so much thereof as is necessary, to be used for the
8 purposes designated:

9 For purposes of providing for forestry health management
10 programs:

11	\$	250,000
12		<u>500,000</u>

13 2. Notwithstanding [section 8.33](#), moneys appropriated in
14 this section that remain unencumbered or unobligated at the
15 close of the fiscal year shall not revert but shall remain
16 available to be used for the purposes designated until the
17 close of the succeeding fiscal year.

18 DIVISION IV

19 IOWA STATE UNIVERSITY

20 SPECIAL GENERAL FUND APPROPRIATIONS FOR FY 2016-2017

21 VETERINARY DIAGNOSTIC LABORATORY

22 Sec. 16. 2015 Iowa Acts, chapter 132, section 39, is amended
23 to read as follows:

24 SEC. 39. VETERINARY DIAGNOSTIC LABORATORY.

25 1. There is appropriated from the general fund of the state
26 to Iowa state university of science and technology for the
27 fiscal year beginning July 1, 2016, and ending June 30, 2017,
28 the following amount, or so much thereof as is necessary, to be
29 used for the purposes designated:

30 For purposes of supporting the college of veterinary
31 medicine for the operation of the veterinary diagnostic
32 laboratory and for not more than the following full-time
33 equivalent positions:

34	\$	2,000,000
35		<u>4,000,000</u>

1 FTEs 51.00

2 2. a. Iowa state university of science and technology
3 shall not reduce the amount that it allocates to support the
4 college of veterinary medicine from any other source due to the
5 appropriation made in this section.

6 b. Paragraph "a" does not apply to a reduction made to
7 support the college of veterinary medicine, if the same
8 percentage of reduction imposed on the college of veterinary
9 medicine is also imposed on all of Iowa state university of
10 science and technology's budget units.

11 3. If by June 30, 2017, Iowa state university of science and
12 technology fails to allocate the moneys appropriated in this
13 section to the college of veterinary medicine in accordance
14 with this section, the moneys appropriated in this section for
15 that fiscal year shall revert to the general fund of the state.

16 WATER QUALITY INITIATIVE

17 Sec. 17. 2015 Iowa Acts, chapter 132, section 40, is amended
18 to read as follows:

19 SEC. 40. IOWA NUTRIENT RESEARCH CENTER.

20 1. There is appropriated from the general fund of the state
21 to Iowa state university of science and technology for the
22 fiscal year beginning July 1, 2016, and ending June 30, 2017,
23 the following amount, or so much thereof as is necessary, to be
24 used for the purposes designated:

25 For purposes of supporting an Iowa nutrient research center
26 as established in [section 466B.47](#):

27 \$ ~~662,500~~
28 1,325,000

29 2. Notwithstanding [section 8.33](#), moneys appropriated in
30 this section that remain unencumbered or unobligated at the
31 close of the fiscal year shall not revert but shall remain
32 available for expenditure for the purposes designated until the
33 close of the succeeding fiscal year.

34 DIVISION V

35 ENVIRONMENT FIRST FUND

1 GENERAL APPROPRIATIONS FOR FY 2016-2017

2 Sec. 18. 2015 Iowa Acts, chapter 132, section 41, is amended
3 to read as follows:

4 SEC. 41. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP.

5 There is appropriated from the environment first fund created
6 in [section 8.57A](#) to the department of agriculture and land
7 stewardship for the fiscal year beginning July 1, 2016, and
8 ending June 30, 2017, the following amounts, or so much thereof
9 as is necessary, to be used for the purposes designated:

10 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)

11 a. For the conservation reserve enhancement program to
12 restore and construct wetlands for the purposes of intercepting
13 tile line runoff, reducing nutrient loss, improving water
14 quality, and enhancing agricultural production practices:

15 \$ 500,000
16 1,000,000

17 b. Not more than 10 percent of the moneys appropriated
18 in paragraph "a" may be used for costs of administration and
19 implementation of soil and water conservation practices.

20 c. Notwithstanding any other provision in law, the
21 department may use moneys appropriated in this subsection,
22 in combination with other appropriate environment first
23 fund appropriations, for cost sharing to match United States
24 department of agriculture, natural resources conservation
25 service, wetlands reserve enhancement program (WREP) funding
26 available to Iowa.

27 2. WATERSHED PROTECTION

28 a. For continuation of a program that provides
29 multiobjective resource protections for flood control, water
30 quality, erosion control, and natural resource conservation:

31 \$ 450,000
32 900,000

33 b. Not more than 10 percent of the moneys appropriated
34 in paragraph "a" may be used for costs of administration and
35 implementation of soil and water conservation practices.

1 3. FARM MANAGEMENT DEMONSTRATION PROGRAM

2 a. For continuation of a statewide voluntary farm
3 management demonstration program to demonstrate the
4 effectiveness and adaptability of emerging practices in
5 agronomy that protect water resources and provide other
6 environmental benefits:

7 \$ 312,500
8 625,000

9 b. Not more than 10 percent of the moneys appropriated
10 in paragraph "a" may be used for costs of administration and
11 implementation of soil and water conservation practices.

12 c. Of the amount appropriated in paragraph "a", ~~\$200,000~~
13 \$400,000 shall be allocated to an organization representing
14 soybean growers to provide for an agriculture and environment
15 performance program in order to carry out the purposes of this
16 subsection as specified in paragraph "a".

17 4. SOIL AND WATER CONSERVATION — ADMINISTRATION

18 a. For use by the department for costs of administration and
19 implementation of soil and water conservation practices:

20 \$ 1,350,000
21 2,800,000

22 b. Of the moneys appropriated in paragraph "a", the
23 department shall support field staff providing technical
24 assistance by allocating fifty percent of the amount that the
25 department allocated to support field staff under section
26 19, subsection 4, of this Act. In addition, of the moneys
27 appropriated in paragraph "a", the department shall allocate an
28 additional ~~\$75,000~~ \$150,000 to support such field staff.

29 5. CONSERVATION RESERVE PROGRAM (CRP)

30 a. To encourage and assist farmers in enrolling in and the
31 implementation of the federal conservation reserve program and
32 to work with them to enhance their revegetation efforts to
33 improve water quality and habitat:

34 \$ 500,000
35 1,000,000

1 b. Not more than 10 percent of the moneys appropriated
2 in paragraph "a" may be used for costs of administration and
3 implementation of soil and water conservation practices.

4 6. SOIL AND WATER CONSERVATION

5 a. For use by the department in providing for soil and
6 water conservation administration, the conservation of soil and
7 water resources, or the support of soil and water conservation
8 districts:

9	\$	3,375,000
10		<u>6,750,000</u>

11 b. Of the amount appropriated in paragraph "a" that the
12 department allocates to a soil and water conservation district,
13 the first ~~\$7,500~~ \$15,000 may be expended by the district for
14 the purpose of providing financial incentives under section
15 161A.73 to establish management practices for the control
16 of soil erosion on land that is row-cropped, including but
17 not limited to nontill planting, ridge-till planting, and
18 contouring strip-cropping. Of any remaining amount of that
19 appropriation allocated by the department to a district, 30
20 percent may be expended by the district for that same purpose.

21 c. Not more than 5 percent of the moneys appropriated in
22 paragraph "a" may be allocated for cost sharing to address
23 complaints filed under [section 161A.47](#).

24 d. Of the moneys appropriated in paragraph "a", 5 percent
25 shall be allocated for financial incentives to establish
26 practices to protect watersheds above publicly owned lakes of
27 the state from soil erosion and sediment as provided in section
28 161A.73.

29 e. The state soil conservation committee established by
30 section 161A.4 may allocate moneys appropriated in paragraph
31 "a" to conduct research and demonstration projects to promote
32 conservation tillage and nonpoint source pollution control
33 practices.

34 f. The allocation of moneys as financial incentives as
35 provided in [section 161A.73](#) may be used in combination with

1 moneys allocated by the department of natural resources.

2 g. Not more than 15 percent of the moneys appropriated
3 in paragraph "a" may be used for costs of administration and
4 implementation of soil and water conservation practices.

5 h. In lieu of moneys appropriated in section 466A.5,
6 not more than ~~\$25,000~~ \$50,000 of the moneys appropriated
7 in paragraph "a" shall be used by the division of soil
8 conservation and water quality of the department of agriculture
9 and land stewardship to provide administrative support to the
10 watershed improvement review board established in section
11 466A.3.

12 7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND

13 a. For deposit in the loess hills development and
14 conservation fund created in section 161D.2:

15	\$	300,000
16		<u>600,000</u>

17 b. (1) Of the amount appropriated in paragraph "a",
18 ~~\$225,000~~ \$450,000 shall be allocated to the fund's hungry
19 canyons account.

20 (2) Not more than 10 percent of the moneys allocated to the
21 hungry canyons account as provided in subparagraph (1) may be
22 used for administrative costs.

23 c. (1) Of the amount appropriated in paragraph "a", ~~\$75,000~~
24 \$150,000 shall be allocated to the fund's loess hills alliance
25 account.

26 (2) Not more than 10 percent of the moneys allocated to the
27 loess hills alliance account as provided in subparagraph (1)
28 may be used for administrative costs.

29 Sec. 19. 2015 Iowa Acts, chapter 132, section 42, is amended
30 to read as follows:

31 SEC. 42. DEPARTMENT OF NATURAL RESOURCES. There is
32 appropriated from the environment first fund created in section
33 8.57A to the department of natural resources for the fiscal
34 year beginning July 1, 2016, and ending June 30, 2017, the
35 following amounts, or so much thereof as is necessary, to be

1 used for the purposes designated:

2 1. STATE PARKS MAINTENANCE AND OPERATIONS

3 a. For regular maintenance and operations of state parks and
4 staff time associated with these activities:

5 \$ ~~3,057,500~~
6 6,235,000

7 b. Of the amount appropriated in paragraph "a", up to
8 \$100,000 shall be allocated for statewide coordination of
9 volunteer efforts under the water quality and keepers of the
10 land programs.

11 2. GEOGRAPHIC INFORMATION SYSTEM (GIS)

12 To provide local watershed managers with geographic
13 information system data for their use in developing,
14 monitoring, and displaying results of their watershed work:

15 \$ ~~97,500~~
16 195,000

17 3. WATER QUALITY MONITORING

18 For continuing the establishment and operation of water
19 quality monitoring stations:

20 \$ ~~1,477,500~~
21 2,955,000

22 4. PUBLIC WATER SUPPLY SYSTEM ACCOUNT

23 For deposit in the public water supply system account of the
24 water quality protection fund created in [section 455B.183A](#):

25 \$ ~~250,000~~
26 500,000

27 5. REGULATION OF ANIMAL FEEDING OPERATIONS

28 For the regulation of animal feeding operations, including
29 as provided for in [chapters 459 through 459B](#):

30 \$ ~~660,000~~
31 1,320,000

32 6. AMBIENT AIR QUALITY

33 For the abatement, control, and prevention of ambient
34 air pollution in this state, including measures as necessary
35 to assure attainment and maintenance of ambient air quality

1 standards from particulate matter:

2 \$ 212,500
3 425,000

4 7. WATER QUANTITY REGULATION

5 For regulating water quantity from surface and subsurface
6 sources by providing for the allocation and use of water
7 resources, the protection and management of water resources,
8 and the preclusion of conflicts among users of water resources,
9 including as provided in chapter 455B, division III, part 4:

10 \$ 247,500
11 495,000

12 8. GEOLOGICAL AND WATER SURVEY

13 For continuing the operations of the department's geological
14 and water survey including but not limited to providing
15 analysis, data collection, investigative programs, and
16 information for water supply development and protection:

17 \$ 100,000
18 200,000

19 ~~9. KEEP IOWA BEAUTIFUL INITIATIVE~~

20 ~~For purposes of supporting a keep Iowa beautiful initiative~~
21 ~~in order to assist communities in developing and implementing~~
22 ~~beautification and community development plans:~~

23 \$ ~~100,000~~

24 Sec. 20. 2015 Iowa Acts, chapter 132, section 43, is amended
25 to read as follows:

26 SEC. 43. REVERSION.

27 1. Except as provided in subsection 2, and notwithstanding
28 section 8.33, moneys appropriated for the fiscal year beginning
29 July 1, 2016, in this division of this Act that remain
30 unencumbered or unobligated at the close of the fiscal year
31 shall not revert but instead shall remain available to be used
32 for the purposes designated until the close of the succeeding
33 fiscal year, or until the project for which the appropriation
34 was made is completed, whichever is earlier.

35 2. Notwithstanding [section 8.33](#), moneys appropriated for

1 the fiscal year beginning July 1, 2016, in this division of
2 this Act to the department of agriculture and land stewardship
3 to provide financial assistance for the establishment of
4 permanent soil and water conservation practices that remain
5 unencumbered or unobligated at the close of the fiscal year
6 shall not revert but instead shall remain available for
7 expenditure for the purposes designated until the close of the
8 fiscal year beginning July 1, 2019.

9 DIVISION VI

10 ENVIRONMENT FIRST FUND

11 SPECIAL APPROPRIATION FOR FY 2016-2017

12 Sec. 21. REAP — IN LIEU OF GENERAL FUND

13 APPROPRIATION. Notwithstanding the standing appropriation in
14 section 455A.18, there is appropriated from the environment
15 first fund created in [section 8.57A](#) to the Iowa resources
16 enhancement and protection fund, in lieu of the appropriation
17 made in [section 455A.18](#), for the fiscal year beginning July 1,
18 2016, and ending June 30, 2017, the following amount, to be
19 allocated as provided in [section 455A.19](#):

20 \$ 16,000,000

21 DIVISION VII

22 STATUTORY CHANGES — STUDIES — DEPARTMENT OF NATURAL RESOURCES

23 Sec. 22. STATE FORESTRY NURSERIES. The department of
24 natural resources shall conduct a study of the long-term
25 viability of maintaining the state forest nurseries. Pursuant
26 to section 455A.13, the nurseries must establish by rule sale
27 prices offered for plants that cover all expenses related to
28 the growing of the plants. The department shall submit a
29 report, including findings, recommendations, and any proposed
30 legislation, to the governor and the joint appropriations
31 subcommittee on agriculture and natural resources not later
32 than December 1, 2016.

33 Sec. 23. FEASIBILITY OF ELECTRONIC SYSTEMS AT STATE PARKS.

34 1. The department of natural resources shall conduct a study
35 of the feasibility of installing electronic systems at the

1 entrances of areas located within the department's jurisdiction
2 for the exclusive purpose of allowing the department to more
3 efficiently collect user fees from individuals who enter
4 those areas by motor vehicle. The department shall consider
5 different types of electronic systems that are practical to
6 install and provide a cost-savings to the state during the
7 lifespan of the electronic system.

8 2. As part of the study, the department shall also solicit
9 input from state park users and state park supporter groups
10 regarding their willingness to pay additional fees to provide
11 funding for the maintenance and operations of state parks.

12 3. The department shall submit a report regarding the
13 study, including findings, recommendations, and any proposed
14 legislation, to the governor and the joint appropriations
15 subcommittee on agriculture and natural resources not later
16 than January 15, 2017.

17 Sec. 24. EFFECTIVE UPON ENACTMENT. This division of this
18 Act, being deemed of immediate importance, takes effect upon
19 enactment.

20 DIVISION VIII

21 STATUTORY CHANGES — ANIMAL AGRICULTURE — CIVIL PENALTIES

22 Sec. 25. Section 455B.109, subsection 5, paragraph b, Code
23 2016, is amended to read as follows:

24 b. Civil penalties assessed and collected by or on behalf of
25 the department and interest on the civil penalties as provided
26 in [sections 459.602, 459.603, 459.604, 459A.502, and 459B.402](#)
27 shall be ~~deposited into~~ credited to the ~~watershed improvement~~
28 Iowa nutrient research fund created in [section 466A.2 466B.46](#).

29 Sec. 26. Section 459.602, Code 2016, is amended to read as
30 follows:

31 **459.602 Air quality violations — civil penalty.**

32 A person who violates [subchapter II](#) shall be subject to
33 a civil penalty which shall be established, assessed, and
34 collected in the same manner as provided in [section 455B.109](#).
35 Any collected civil penalty ~~collected~~ and interest on a civil

1 ~~penalty shall be deposited into~~ credited to the watershed
2 ~~improvement Iowa nutrient research~~ fund created in section
3 ~~466A.2 466B.46.~~

4 Sec. 27. Section 459.603, Code 2016, is amended to read as
5 follows:

6 **459.603 Water quality violations — civil penalty.**

7 A person who violates subchapter III shall be subject to
8 a civil penalty which shall be established, assessed, and
9 collected in the same manner as provided in section 455B.109 or
10 455B.191. Any collected civil penalty ~~collected~~ and interest
11 on a civil penalty shall be ~~deposited into~~ credited to the
12 ~~watershed improvement Iowa nutrient research~~ fund created in
13 section ~~466A.2 466B.46.~~

14 Sec. 28. Section 459.604, subsection 2, Code 2016, is
15 amended to read as follows:

16 2. Moneys assessed and collected in civil penalties and
17 interest earned on civil penalties, arising out of a violation
18 involving an animal feeding operation, shall be ~~deposited into~~
19 credited to the watershed improvement Iowa nutrient research
20 fund created in section 466A.2 466B.46.

21 Sec. 29. Section 459A.502, Code 2016, is amended to read as
22 follows:

23 **459A.502 Violations — civil penalty.**

24 A person who violates this chapter shall be subject to
25 a civil penalty which shall be established, assessed, and
26 collected in the same manner as provided in section 455B.191.
27 Any collected civil penalty ~~collected~~ and interest on a civil
28 penalty shall be ~~deposited into~~ credited to the watershed
29 ~~improvement Iowa nutrient research~~ fund created in section
30 ~~466A.2 466B.46.~~ A person shall not be subject to a penalty
31 under this section and a penalty under section 459.603 for the
32 same violation.

33 Sec. 30. Section 459B.402, Code 2016, is amended to read as
34 follows:

35 **459B.402 Violations — civil penalty.**

1 A person who violates [section 459B.301](#) shall be subject to
2 the same penalty as provided in [section 459.602](#), and a person
3 who violates any other provision of [this chapter](#) shall be
4 subject to the same penalty as provided in [section 459.603](#).
5 Any collected civil penalty ~~collected~~ and interest on a civil
6 penalty shall be ~~deposited into~~ credited to the ~~watershed~~
7 ~~improvement~~ Iowa nutrient research fund created in section
8 ~~466A.2~~ 466B.46.

9 Sec. 31. Section 466A.2, subsection 1, paragraph b,
10 subparagraph (2), Code 2016, is amended to read as follows:

11 (2) The special account shall exclusively include moneys
12 that prior to the effective date of this division of this Act
13 were assessed and collected by or on behalf of the department
14 of natural resources as provided in [sections 455B.109](#), [459.602](#),
15 [459.603](#), [459.604](#), [459A.502](#), and [459B.402](#). Additionally,
16 payments of interest, recaptures of awards, and other
17 repayments to the account shall be deposited in the account.

18 Sec. 32. NEW SECTION. 466B.46 Iowa nutrient research fund
19 — creation and purpose.

20 1. An Iowa nutrient research fund is created in the state
21 treasury under the management and control of the center.

22 2. The fund shall include all of the following:

23 a. Moneys appropriated by the general assembly.

24 b. Moneys assessed and collected by or on behalf of the
25 department of natural resources to be credited to the fund
26 as provided in [sections 455B.109](#), [459.602](#), [459.603](#), [459.604](#),
27 [459A.502](#), and [459B.402](#).

28 c. Moneys accepted by the center from public or private
29 sources.

30 3. Moneys in the fund are appropriated to the center and
31 shall be used exclusively by the center to carry out its
32 purpose as described in [section 466B.47](#).

33 4. a. Notwithstanding [section 12C.7](#), interest or earnings
34 on moneys in the fund shall be credited to the fund.

35 b. The moneys credited to the fund are not subject to

1 section 8.33 and shall not be transferred, used, obligated,
2 appropriated, or otherwise encumbered except as provided in
3 this section.

4 Sec. 33. EFFECTIVE UPON ENACTMENT. This division of this
5 Act, being deemed of immediate importance, takes effect upon
6 enactment.

7 DIVISION IX

8 STATUTORY CHANGES — WATERSHED IMPROVEMENT REVIEW BOARD
9 SUSPENSION OF NEW ACTIVITIES

10 Sec. 34. WATERSHED IMPROVEMENT REVIEW BOARD.

11 1. The watershed improvement review board as established in
12 section 466A.3 and the division of soil conservation and water
13 quality of the department of agriculture and land stewardship
14 shall not establish any new activity, including a project,
15 on or after the effective date of this division of this Act,
16 that otherwise could be conducted under chapter 466A. The
17 board and the division shall administer ongoing activities,
18 including projects, established prior to the effective date of
19 this division of this Act until the activities are concluded
20 by their own terms.

21 2. Any unobligated and unexpended moneys in the watershed
22 improvement fund created in section 466A.2 shall not be
23 expended for any purpose, except as necessary to administer
24 ongoing activities, including projects, conducted under chapter
25 466A, by the board and the division as described in subsection
26 1. The board may expend moneys in the fund as necessary to
27 pay for any reasonable overrun associated with an activity,
28 including a project, established prior to the effective date
29 of this division of this Act.

30 Sec. 35. EFFECTIVE UPON ENACTMENT. This division of this
31 Act, being deemed of immediate importance, takes effect upon
32 enactment.

33 DIVISION X

34 STATUTORY CHANGES — DEPARTMENT OF AGRICULTURE AND LAND
35 STEWARDSHIP — NUTRIENT REDUCTION PILOT PROJECT

1 Sec. 36. REVERSE AUCTION. The department of agriculture and
2 land stewardship shall establish a pilot project to determine
3 the feasibility and cost-effectiveness of conducting reverse
4 auctions when allocating financial assistance to persons
5 seeking to establish practices that reduce the transport
6 of nutrients to surface water from nonpoint sources within
7 watersheds. The department shall advertise for bids, analyze
8 accepted bids, and award cost-share moneys to one or more
9 successful bidders based on a ranking that computes the
10 greatest benefit-to-cost ratio for all accepted bids. The
11 department shall prepare and submit a report regarding its
12 findings and recommendations to the governor and general
13 assembly not later than January 13, 2017.